SHOT BY ONE OF HIS GUESTS.

AN EVENING PARTY FOLLOWED BY A PROBABLE MURDER. The Story of the Shooting as Told by the Vic-

tim and his Friends-The Man who Fired the Shot at Large-Jackson's Condition Said to be Hopeless-Jackson's Story. Late on Tuesday night a man ran into the Union Market police station, and said that a murder had been committed at 222 Lowis street. Roundsman Howell went to the house designated, and found a man whom he at first supposed to be dead lying on the second floor. His wife was bending over him trying to stanch the blood that flowed from a pistol shot wound

in the left breast, almost directly over the heart. The wounded man, who could hardly speak, was taken to Bellevue Hospital, where it was found that the ball had passed between the first and second ribs, and lodged somewhere near the left lung, if it had not penetrated that organ. He vomited a quantity of frothy matter and blood, which led the attendant physician to believe that the lung had been injured,

The name of the wounded man is James H. Jackson, and the story of the shooting, as told by Jackson and others, is as follows: About four weeks ago a car on the Avenue B line was boarded by three men, whom the driver, Michael Kelly, knew to be thieves. He ordered

them to get off, but they laughed at him. While one of the men builted Kelly the other two broke open the money box and jumped off the par with its contents. The men were arrested with the money in their possession, and shortly before their trial Hugh McCabe called upon Kelly and asked him not to appear against them when they were tried. Kelly said he would do all in his power to have them pun-ished, and McCabe warned him that if he testifled against them he would be shot. Kelly paid no attention to these threats, and the three

hieves were punished.

McCabe, it is said, vowed vengeance on Kelly, and went to his house several times without hiding him at home. Finally he learned that his frequently passed an evening, when off duty, in the house of his friend Jackson at 222 Lowis street. Mary Ann Smith boarded in Jackson's street. Mary Ann Smith boarded in Jackson's house, and McClabe, who is a butcher doing business on First avenue, near Forty-illin street, had been paying attention to her sistern-law, who introduced him to Miss Smith, and he had become a visitor at the house. Juckson never liked bim, and when, on Tuesday night, he entered the room where he, Miss Smith, he made no secret of his objection to receive him as a visitor. McClabe said that he had not come to visit Jackson, but to see Kelly, and, drawing a visitor. McClabe said that he had not come to visit Jackson, but to see Kelly, and, drawing a visitor. McClabe said that he had not some to visit Jackson, but to see Kelly, and, drawing a visitor. McClabe said that he day not shoot you."

Kelly sturning to his feet and rushed toward the door, but McClabe covered him, and would unquestionably have shot him had not Jackson grasped the pistol and wronghed it from his hand. McClabe turned flerely upon Jackson, and attempted to recover his weapon, but Jackson, and attempted to recover his weapon, but Jackson.

son hastily passed it to Miss Smith, who hurried from the room with it.

McLabe, who had been drinking heavily, soon ceased to struggle with Jackson, and, pretending that his whole action was simply a joke, he asked for his pistol. But Jackson distrusted him, and refused to call Miss Smith, who had gone down stairs, and get it from her. Then McCabe became enraged, and swore he would shoot both Jackson and Keily. He went to the door of the room, and Miss Smith, who had overheard the conversation, went out with John Curiey, and walked along Lewisstreette Eighth street. Here McCabe overtook them, and, saying that he had merely been trying to frighten Keily, asked Miss Smith to give him back his pistol.

Keily, asked Miss Smith to give him back his pietol.

Will you promise to put it into your pocket and go straight home?" asked the young woman. I will, "replied McCabe, and, having got the weapon, he waiked down Eighth street, ostensibly to take a car to Forty-fifth street.

Half an hour afterward McCabe returned to the Lewis street house, and ascending to Jack-Bon's room, pushed the door roughly open, and walked in. He held the piece in his hand, and his appearance indicated that he was very drunk. He looked around the room, and seeing that there was nobody in it except himself and Jack-son, he turned to the latter and asked where Keliv hal gone.

"He has gone home long ago," replied Jackson." He left here a few minutes after you went out."

hour later, the detective found her trying to stanch the blood.

In Believue Hospital Jackson's wound was pronounced to be aimost certainly fatal. He was very weak, and the physician attending him said he might die at any moment. The flow of blood was stopped, but as the ball could not be easily found, it was thought better not to exhaust the patient further by probing for it, and last night it had not been extracted.

Jackson's account of the shooting was, substantially, that given above. Hesald: "McCabe calls himself a butcher, but everybody who knows him calls him a tutef. He was a friend of the men who robled the car, and he had no other grudge against Kelly than that he testiged against them. I never had a quarrel with him until last night, and then only to prevent him from committing murder. When he first came into the room I thought he was very drank, but recollecting now how cool he was when he aimed and fired at me. I am inclined to think he was merely acting in the first into think he was merely acting in the first in-

to think he was merely acting in the first instance. McCabe was not found at his home, and detocives were sent out in search of him, but up
to a late hour last night he had not been arrested. Two detectives went to Bellevue Hospital in the evening, and questioned Jackson
about the shooting, but he was greatly exhausted, and could speak but little. The Union
Market prince any that both the men bear bad
characters for violence and disorderly conduct,
but Jackson has never been arrested, while
McCabe has at various times been in the hands
of the police. Jackson is 22 years of are, and
has one child. He is a large and powerful
man, but on his beardless and somewhat boyish face is an expression not prepossesing.

NEW YORK'S BUDGET FOR 1881. Col. Bliss's Assertions no to Idie Clerks in the

Police Superintendent Walling and Chief Clerk Seth C. Hawley of the Police Board explained to the Board of Apportionment yesterday some of the items in their department's es-timate of expenditures in 1881. The estimate of the Park Department was next considered. Commissioner Wales thought that this estimate could be reduced \$125,000 without detriment to the public service. Commissioner Lane argued against any reduction, claiming that the estimate should really be increased. Then Col. Geo. Bliss took the floor and spoke in favor of the reduction of the expenses of the Street Cleaning Bureau in the Police Department. He said that the hureau now employs 1,005 men, and that the number of employees last year was 932. It cost the bureau \$119,950 to supervise the expenditure of \$657,745. A visitor to the Police Central Office on any morning would see nine out of every ten clerks reading the newspapers. Col. Bliss then called the Board's attention to the estimate of the County Clerk. He said that there were three recording elerks in that office for whose appointment there was no legal authority that Bartholomew G. Buckley, a clerk, whose salary is \$1,500, did not spend five minutes a day in the office, and that Thomas Multigan, another clerk, was not at his post twenty minutes a day.

Mr. Buckley, who was present, denied Col. Bliss's assertion as to himself, and said that he was in his office every day from 9 A. M. to 4 P. M.

The Board of Apportionment will to-day be-Bureau in the Police Department. He said that

P. M.
The Board of Apportionment will to-day begin the work of fixing the amount of the financial budget. The budget must be completed before the 1st of January.

What Happened while Mr. and Mrs. Pine were Chatting.

Mr. and Mrs. F. D. Pine, living in Bloomfield. R. J., were in their parlor on Christmas Eve enjoying a long and pleasant chat. At about 9 P. M. Mr. Pine heard long and pleasant chat. At about 9 P. M. Mr. Pine heard the cat, which was in the adjuning room crying and seratelling out the door. Mr. Pine opened the door, and meritaring the adjuning room found the whithout open Mr. Pine glassed around and noticed that new thomes were out of place. He superised at once that burglars had need there. He called his wife, and they make a search through the house. Some jewelr's and a minuter of other articles were missing. The burglars had evidently been in every part of the house. They load support in the parity, which was littered with erumbs.

An Aged Physician's Beath.

Dr Erastus Holmes, who died at Tribes Hill. Dr. Erasus Holman, who died at Tribes Hill, N.Y., a few days ago, was 80 years of age. Almost to the day of his death he was engaged in attending to his patients, and his little doctor's any chimbing the winds tills slow the Milaws, was a similar aught through all the country side. He died utting in his chair.

COMPLICATED PROCEEDINGS.

The Fight to Get Possession of Rooms Wall Street-Guarded Day and Night.

The fight for the possession of the Brooklyn Elevated Railway is becoming complicated. In the first instance Judge Cooke appointed ex-Senator Wagstaff and Richard G. Phelps receivers. Judge Westbrook removed them and appointed Samuel M. Schafer and J.R. Lydecker. Judge Cooke then granted an order restraining Messes, Schafer and Lydecker, Subsequently he removed Messrs. Wagstaff and Phelps, and confirmed the appointment of Messrs. Schafer and Lydecker. Messrs. Wagstaff and Phelps appealed and Judge Dykman granted a stay of proceedings as to the removal of Messrs. Wagstaff and Pheips. On Monday afternoon Messrs. Wagstaff and Pheips went to the company's rooms, in the building of the Bank of New York, at Wall and William streets, intending to take ossession, but they found the rooms guarded by Polteemen Halpin and Erwin of the New by Polleemen Halpin and Erwin of the New street police. They had relieved each other since Saturday afternoon. Messrs. Wagstaff and Phelps showed the stay of proceedings, but the polleemen would not allow them to enter the rooms. Then Messrs. Wagstaff and Phelps went to Capt. Caffrey and demanded that the polleemen be withdrawn. The Captain acceded to the demand and withdrew the men. Then Messrs. Schafer and Lydecker hired two special officers of the American District Telegraph (Company, and kept them on guard at night.

The fight was continued on Tuesday, when Mr. Wagstaff, with a lawyer, demanded that he be allowed to enter the rooms. He showed Judge Dykman's stay of proceedings again, and, having some keys, went in the rooms. Having gained his point, Mr. Wagstaff soon afterward went out. Mr. Phelps also appeared in the morning after Mr. Wagstaff had legal possession under Judge Dykman's stay. At about noon Mr. Pealps went out and happened to meet Mr. Schafer in the corridor. Mr. Schafer declared that he and Mr. Wagstaff had legal possession under Judge Dykman's stay. At about noon Mr. Pealps went out and happened to meet Mr. Schafer in the corridor. Mr. Schafer declared that Mr. Phelps had no right to enter the rooms, and after a few more words Mr. Phelps departed. Then Mr. Schafer took possession of the rooms, and Polleeman Webber was called in to prevent any disturbance of the peace. Messrs. Schafer and Lydecker said that, instead of breaking open the doors and taking possession, as they had a right to do, they pursued and midder pian, and had hoped that there would be no display of feeling by Messrs. Wagstaff and Phelps, who, it was claimed, should have given up the keys on Friday under the order of Judge Cooke. The following was posted on the door of room II yesterday:

ed on the door of room 11 yesterday:

Sins: Pi-ase take notice that the Bank of New York
National Banking Association hereby demands the payment of the som of seven hundred and flux dollars \$7500,
the same being for the quarrerly rest of the premises
room- Nos. 11, 12, 13, 14, and 15, on the fourth floor of
the building No. 48 Wall street. In the city of New York,
due on the first day of November, 1880, and demands that
the same be raid on or before the 31st day of December,
1881, or that it have the possession of the said premises
on that day.

To the Brockivn Elevated Railway Company,
Richard di Phelps, Alfred Wassiaff, Samuel M. Schafer,
R. Lydecker, receivers of the Brooklyn Elevated Hallray Company. J. R. Lydecker, receivers of the Brooklyn Rievated Railway Company.

In the afternoon Lawyer Lauterbach appeared with an order signed by Judge Cooke, vacating Judge Dykman's stay of proceedings. The order was shown to the men on guard, and they were instructed to allow no one to enter the rooms except on the order of Messrs. Schaler and Lydecker. The men were releved in the evening by two more special officers of the American District Telegraph Company, who were trying to be as comfortable as possible in the cold corridor, Messrs, Warstaff and Prielps had the keys of the rooms, but the officers would not allow them to enter the rooms unless they brought another stay of proceedings.

The two American District watchmen remained on guard yesterday, and Messrs. Schaler and Lydecker, not desiring to gain forcible access to the rooms, were waiting for Messrs. Phelps and Wagstaff to deliver up the keys.

AMERICAN MALISTERS IN SESSION.

Moving for the Passage of the Bill to Inerease the Duty on Foreign Mait.

A meeting of malteters was held at Terrace Garden, in East Fifty-eighth street, yesterday. Franklin Edson, ex-President of the Produce Exchange, was appointed Chairman, and D. W. He left here a few minutes after you went out."

"I don't believe it," exclaimed McCabe furiously. "He is hiding in the house new."

Jackson told him to search, and then, seeing that his unwelcome visitor was growing more and more excited, he got up to be prepared for an attacs. McCabe looked into an adjoining foom, and seeing that there was nobody there he approached Jackson, pistol in hand, and in threatening tones asked him what he meant by interfering to save Kelly. Jackson said that he had interfered to prevent a murder being coumitted in his room, and desired McCabe to put up his pistol and so home. Without sponking another word McCabe raised his weapon, took deliberate aim, and fleed Jackson cried." I am short Help!" and fell forward on his face, while McCabe thrust the pistol into his pocket and field. He was heard for oush down the stairs, but nobody saw him leave the house. Mrs. Jackson, who had heard the pistols into, furried to her husband's side, where a quarter of an hour later, the detective found her trying to stanch the blood.

In Believue Hospital Jackson's wound was pronounced to be aimost certainly fatal. He was repeated the might die at any moment. The flow of blood was stopped, but as the ball could not be easily found, it was thought better had to exhaust the pattent further by probing for it, and last night it had not been extracted.

Jackson's account of the shooting was, substantially, that given above. He said: "McCabe and leat him a tuief. He was a friend of the me who roobele the ear, and he had no other grudge against Kelly than that he testiged axainst them. I never had a quarrel with him until last night, and then only to prevent him from committies of the men who roobele the ear, and he had no other grudge against Kelly than that he lestiged axainst them. I never had a quarrel with him until last night, and then only to prevent him from committies murder. When he first came into the room I thought he was very draik, but, recollecting now how cool he was C. Ward, Secretary. The call for the meeting set forth that the object was to bring together

Buffalo Beard of Trade, and the Brewers Assomitted of Buffalo approving the object of the
Mr. Ward, the Secretary, in reviewing the
history of the movement for a change of the
duty on mait, said that originally the matsters
saked for a specific duty of thirty-five cents;
but because of an opposition by the brewers,
their compromise of twenty-five cents per
hushel was accepted in the belief that the brewers would join the mainters in moving for the
change. The bill passed the House of Representatives without a dissenting voice. Afterward some brewers called a meeting and started a movement in which there were but few
brewers, but many of their Canadian friends.
He said that it is a movement of Canadian
versus United States interests. He ridiculed
the idea that the mainterests seek to gain a monepoly, and that the price of beer by the class
will be increased if the bill us recommitted
to the Finance Committee, and instructions are
left with its friends in Washington to kill it of
any attempt is made to report it for less than
twenty-five cents per bushed, trusting to the
next Congress to give the misters justice. "If
we cannot get justice from this Congress," said
he, "we can bring it about in the one that succereds it."

Ex-Alderman Clausen said that the Govern-

ceeds it."

Ex-Alderman Clausen said that the Government encouraged the maissters to putup expensive buildings, and these buildings are worthless for any other purpose than maiting. Unleas the American maisters get relief they must close these buildings, and the money invested must be lost. The maitsters ask only what is just. just.
E. D. Parsons of Rochester said that the brow-ers of that city are in accord with the move-ment of the malisters.

A PLEASANT CHRISTMAS CUSTOM.

Among the well-known business men, in fact, we might almost say among the institutions, of New York stands Theodore Stewart. Every stranger visiting our city who, under any provocation whatever, takes "a little wine for the stomach's sake," is sure to make a call at one or both of his palatial establishments. The establishment at 8 Warren st. is modestly establishment at 8 warren at 18 modesty styled by its proprietor "a branch" of 4 and 6 John st, but the wherefore of this is "one of those things no fellow can find out;" occupying as it does two entire floors with ceilars and subceilars, its elegant and tasteful decorations, its gallery of art and numerous articles of vertu, it is by very long od is the most complete place of its kind in New York, if not in the world. Besides these elegant appointments, and the of its kind in New York, if not in the world. Besides these elegant appointments, and the keeping of the very best the market affords, there is one custom peculiar to Mr. Stewart which for several years past has been by him strictly observed, viz.; on the day before Christmas in each year he divides the outire gross receipts of his two establishments among his employees.

Last Friday was no exception to this rule, and on that day there was realized for his fortunate.

on that day there was realized for his fortunate employees the sum of three thousand five hun-dred and seventy-three 15-100 dollars, as fol-lows:

Making a grand total of \$3.573 15

For close confinement, want of air, sedentary habits and hears and serve tire, trust in hisp litters - 4dr.

IN THE CHRISTIANCY SUIT.

MR. GIRO, THE CO-RESPONDENT, AGAIN ARRESTED AND BAILED.

His Assertions that It was Part of a Scheme to Prevent Him from Testifying - Mrs. Christiancy's Appearance in the Case. Edelberto Giro, the co-respondent in the Christiancy divorce case, was summoned under a subposna to appear yesterday morning before Horatio C. King, special commissioner, and continue his testimony in regard to his rela-tions with Mrs. Christianov. He started to go down town at about 9 o'clock. In Union square Policeman McLally met him and told him that he was under arrest, showing a warrant signed by Justice Solon B. Smith. Mr. Giro sent for Mr. Lockwood, his lawyer and walked with the policeman to the Jefferson Market Police Court. The arrest was expected, and when Mr. Giro did not appear before Commissioner King at the appointed hour the hearing was adjourned until afternoon. After the arrival of Mr. Lockwood in the police court Mr. Giro was arraigned. The sfildavit of James H. Veniere of Manuarcnock, Westchesker County, charged subornation of perjury. It alleged that on the 15th inst, when a case in which Mr. Giro was the complainant against Charles. Blood was before Justice Patterson, Mr. Giro went to Veniere and offered to give to him Sci. L. Blood was before Justice Patterson, Mr. Giro which actually against Blood. Mr. Giro issened attentively to the reading of the affidavit, and then, by the advice of his lawyer, waived examination and said that he would require only \$500 ball, and it was quickly furnished by bondsmen, who had arrived with Mr. Lockwood.

Mr. Giro claims that that arrest and the would require only \$500 ball, and it was quickly furnished by bondsmen, who had arrived with Mr. Lockwood.

Mr. Giro plaims that that arrest and the would require only \$500 ball, and it was quickly furnished by bondsmen, who had arrived with Mr. Lockwood.

Mr. Giro plaims that that arrest and the would require only \$500 ball, and it was a witness, and the complete of the purpose of the purpos rant signed by Justice Solon B. Smith. Mr. Giro sent for Mr. Lockwood, his lawyer, and

After Mr. Giro was released ne went with ms lawyer to Mr. King's office, and the hearing was resumed. E. C. Ingersoil, Minister Cristiancy's lawyer, and J. N. Oliver, Mrs. Christiancy's lawyer, were there. Soon after the hearing was resumed. Mrs. Christiancy alighted from a carriagetin front of the Boreel buinding, went up to Mr. King's office, and asked pleasantly to be allowed to enter the room where the lawyers were. She is small, and dresses fashionably. She has a light complexion, dark blue eyes, and dark brown hair, and is very attractive when she smiles. She wore a close-fitting black velvet dress, with a narrow pleating of gold-colored satin, a long dark brown dolman, and a large black plush hat, trimmed with black feathers. She bowed repeatedly as she entered the room where Mr. Giro was testilying. After being sented she paid constant attention to what Mr. Giro said, and frequently when her lawyer objected she said, netulantly, "Oh, let him go on." or "Let him say," and Commissioner King had to caution her against such remarks. Her lawyer declined to cross-examine Mr. Giro, and the hearing was ciscel late in the alternoon.

Mrs. Christiancy's face was flushed when she earne into the public office and waited for her lawyer to foliow. He tarried, and Mrs. Christiancy addressing Mr. King said, "May I speak to you a minute?" Mr. King came out with Mr. Oliver, closed the door, and in reply to a question by Mrs. Christiancy said. Then turning quickly she pushed open the door, and bowing low to Mr. Lockwood, Mr. Giro's lawyer, partly opened the door and said, smiling, "We can't trust you with the Commissioner."

"Oh, he is afraid have me to speak to you." Mrs. Christiancy said. Then turning quickly she pushed open the door, and bowing low to Mr. Lockwood, outinued: "If you lear my influence with Mr. King."

Her lips curled with contempt as she bowed low again. Mr. Lockwood withdrew and shut the door, and a few minutes afterward Mrs. Christiancy with the name of the partled was an unwilling witness. He had bee

there is much conflict of opinion among the Judges of the several courts, whether the guilty party in an action for divorce can contract a valid marriage in another State, and the point will now, it is said, be definitely settled by an appeal to the Court of Appeals. The case was tried before ex-Recorder James M. Smith as referee, who found in favor of the plaintiff, disregarding the doctrine laid down in the case of Marshall against Marshall by the General Term of the Supreme Court in 1874. The marriage of the Supreme Court in 1874. The marriage of the parties in this case took place in Philadelphia in Sentember, 1875, the couple then returning to New York to reside. Mr. Thorp's former wife, Emma, secured a divorce from him in October, 1861, in the Supreme Court in this State, the decree containing the usual clause forbidding him from marrying again during the life of said Emma. Size is still irring. The present Mrs. Thorp, while denying the alleged marital infidelity on her part, sets up the divorce by Mr. Thorp's former wife, and says he and herself went to Pennsylvania to be married for the express purpose of escaping if possible, the consequences of disobedience to the decree which annulled Mr. Thorp's former marriage.

married for the express purpose of escaping if possible, the consequences of disobedience to the decree which annulled Mr. Thorp's former marriage.

Ex.Recorder Smith, in a very long opinion, says: "The pinintiff at the time of his marriage with the defendant was a single person. The dissolution of the marriage contract, by the divorce, was absolute. He was under a disability to contract a marriage in this State, in consequence of the divorce against him being obtained for adultery. Had he married in this State be would have violated the statute, and by so doing been guilty of a misdemeanor, a contempt of the court that granted the decree against him, and his marriage would have been vold. But these penalties could only be incurred by acts done by the pinintiff within the limits of this State. The statute imposing them has no extra territorial force. Outside of this State it was lawful for him to marry. Unlike the present law of Massachusetts, our legislators, in their wisdom, did not insert in our statute the clause that would render the marriage vold here, if contracted out of this State, and in the interest of good morals, happy households, innocent children, and a proper regard for erring humanity, it is to be hoped they never will. Such a law would be disregarded. No fewer marriages under it would take place; the inclination of parties, where their affections were enlisted, could not be controlled by such a statute. It might expatrante many of our citizens, but that is not good policy. In nine cases out of ten, if the secrets of domestic life could be laid bare, it would be seen their affections were enlisted, could not be controlled by such a statute. It might expatrante many of our citizens, but that is not good policy. In nine cases out of ten, if the secrets of domestic life could be laid bare, it would be seen their affections committed. Our natures should be changed before such stringent and unnatural laws should be enacted. If such a law existed, and its pains and penalties were enforced, an unenvia

He Did Not Sign It. TO THE EDITOR OF THE SUN-Sir: Having een a communication purporting to emanate from a unber of gentlemen comprising the late Tamman Hall General Committee of the Sixth Assembly District Hall deneral Committee of the Sixth Assembly District, who could not attend the meeting on last Friday eventing called for the purpose of vindicating our honored local leader, Mr. Methue, which communication had my name attached to it. I beg leave to state to the public that said communication did not meet with my approval, nor did the it per my signature.

New Your, Dec. 29.

Bangin st.

**Bangin st.*

Bangin st.

Bangin st.

**Bangin st.*

**Bang

Destitution in Harlem.

Mrs. Annie Jackson, who lives in the third atory of the rear lemement at 2,018 Third avenue, is in a sad state of destitution. Her husband disappeared several months ago, leaving her with four small children, the eidest of whom is seven years and the youngest a bake. Mrs. Jackson is feeble, and, with the care of the children, she finds it impossible to do any outside work. Sike to partially supported by her sister, a servant.

One Way of Getting a Wedding Ring. Mary Kline of 202 Madison street was held in 500 ball in the Harlen Police Court vesterday, on the harce of having stolen Mrs. Lawrence's welding ring belia vigiting at the latter's house at 218 West 145th at

The Christmas Oratorio.

In accordance with time-honored custom, the Christmastide representation of Handel's Messiah took place last evening at Steinway

Hall. We look now to the Oratorio Society under the lead of Dr. Damrosch for all our choral work, and that society is certainly constantly increasing in efficiency, and, we trust, will become the leading organization of its kind in this country. Its performance last evening was most commendable. Certain of the choruses were sung with wonderful delicacy and skill. In that one which audiences always find so charming, "For unto us a child is born," there was an exceptional grace and style. The piantssimo with which it began was most effective, and certain portions, as, for example,

entitled "Olivette," the book translated from the French of Chivot and Duru, the score by Andran. The plot revolves on the adventures of a young guardsman, who, loving his uncle's flancée, assumes his uncle's character and costume in order to marry her, and is sadly disconcerted by the old gentleman's reappearance in person. The story is not ill con-ceived, but is carried out after a too diffuse

ceived, but is carried out after a too diffuse fashion and with too much intricacy of plan. The dialogue haunts the spectator with indications of much elever French wickedness eviscerated, to make room for a solid stuffing of fine old crusted British puns.

The music is of the utmost tenuity, but is tuneful, lively, and catching. There is a mild—very mild—Angio-Gallie cancan and colored lime lights in the finales, and the piece is prettily set and costumed.

Miss Katherine Lewis, in the title rôle, is arch and pleasing, and sings well, but shows little of the peculiar snan which the part and the whole piece require. Mr. Armand has a sweet tenor, which he uses with good effect in the infrequent musical portions of his rôle of Valentine.

Mr. John Howson makes a grotesque but rather heavy Caplain & Merimac, and Mr. Digby Boil is quietly droll as Caquelicol. Miss Hetty Tracy looks handsome in her part as The Countess, and Mr. Barton, as the Duc des Ifs, is ponderous beyond description. In short the piece is one which, in French Annds, might presumably have life, interest, and sparkle, Under Angio-American treatment, despite some comic situation and some pleasing music, it suggests the lack of all these. some comic situation and some it suggests the lack of all these.

TOBACCO HANDS ON STRIKE. Indications that they May be Joined by Strik-

Kerbs & Spiess, cigar manufacturers, who employ about 1.100 men and women, gave notice three weeks ago to their rollers and bunchcents a thousand eigers on the work of the former, and 20 cents on that of the latter. On Tuesday last both the 350 in the factory and the

Christiancy's agent, about forty of her letters.

A QUESTION OF DIFORCE LAW.

Is a Marriage Made Outside the State by a Divorced Defendant Legal?

The divorce suit of Gould H. Thorp against Laura M. Thorp, now pending in the Supreme Court, turns upon the question as to which ing until they had paid their rent in advance at the beginning of next month, when they would be sure of homes for the time being. The tene-ment house hands therefore returned to work

restering morning.

Another meeting of the factory workers was beid resterday afternoon, in which 100 young women participated. It was decided to hold an women participated. It was decided to hold an afternoon meeting every day except Saturday and Sunday next until the strike ended. A committee was appointed to visit the tenement house workers, with a view of inducing them to job, and it was announced that a mass meeting of cligsr makers from the various city shops would take place on the afternoon of Jan. 2 at 291 Bowers.

Workers in other large shops fear a deduction, and they wish those of Kerts & Suless to

workers in other large snowledge a deduc-tion, and they wish those of Kertes & Spiess to succeed in their strike. It is claimed that sev-eral firms are paying ten per cent, more on an average than that firm. The strikers are to call at the factory next Monday to receive their pay and take away their tools.

BRIEF MENTION.

Daniel Wallace, a laborer in the employ of the Hamilton tamely at Irvington, died last week, leaving a for tune of \$50,000.

Dr. Edward C. Mann, lately residing at Fort Washington, has removed his Sunnyside Retreat for Insbriates to Tarrytown, on the Hodson.

K. A. Waliis, a member of the Produce Exchange and a dealer in provisions at 28 Broadway, was suspended jesterday. His labulities are small. Desiculay. His insulities are small.

Patrick Revinder, a crocer of East Newark, was killed by a locomotive while crossing the railroad track in Jersey street. East Sewark, yesterday morning.

Mary St. Joseph Smith, one month old, died at 128 West Thirty first street, yesterday, from a fracture of the space, resulting from a fall hat week in the Charity Hos-

in the City of Rio de Jaueiro.

Emanuel B. Hart, the new Excise Commissioner, presented his certificate of appointment at the Excise Department vesteriary, and, being duly recognized, took part in the meeting of the Board.

Miss Hella Berringer, a young planists born in this city, gave a concert in Frankfort-ou-the Main on the 6th of the certification. The local papers, specially the Frankfort-outer Action, speak in high terms of her artistic attainment.

The Market Mainers of the Profiles Exchange re-

The Heard of Managers of the Produce Exchange restored to full membership, yesterday, Isaac Benham Wendell thoodwin, and Henry C. Manson of the firm of Benham, Pinckney & Co., who were suspended in Monday Isaa. day last.

In the suit of the St. Louis, Chieseo and New Orleans Rairond Company against Henry T. Verbonto, pending in the United States, Circuit Court, Judge Choute vesterday pave a decision invertaint the defendant's demurrer to the amending of the complaint.

William Wittenbrink, the parter in Brophy's dring store, in Geometric store, who sold to Johanna Hackett of 642 Washington street an ounce of exalic sold by mistake for Epsom saits, on Dec. 7, was yesterday discharged in the Special Sessions.

The fair in suit of St. Vancent's Hossiel in the Town.

charged in the Special Sessions.

The fair in and of St. Vincent's Hospital, in the Twenty-second Beginnent armory, West Fourteeath street, is attracting many visitors. One of the madismust tables, that in charge of Mrs. Dr. Phirips, was arranged by the scenic artist of Wallack's Theatre.

An effort is now being made by some of the prominent citizens of Hoboken to secure a modal from the Life Saving Association for Stephen Harris, Who, on Christina-eve, saved a man from manning from the ferry-boat Hackensack into the Hudson River.

There will be a twenty-five mile walking match in Wood's Athietic Oromats. Williamsmark, on New Year's eve. All the prominent amateurs in this city sid Brooklyn will be included among the entries. The walk will be under the management of the Mannattan Athietic Club.

Owing to the liness of Folice Justice Murray, the

Athlete Club. Owing to the illness of Police Justice Morray, the prisoners, policemen and witnesses had to all in the Tombs Police Court and 10 octock yesterday morning, when Justice Kilbreth, who had been sitting in the Easez Market, Police Court, came and discharged the watch. Justice Patterson held ocurt in the atternoom. watch. Justice Fatterson held court in the atternoon. In the suit of Edward S Dakin and George W. B. Dakin, as administrators of Henry M. Dakin, against the Union Facilie Ratiway Comnany, and the Deuver Facilie Ratiway Comnany, and the Deuver Facilie Ratiway and Telegraphic Company, on the equity callendar of the United States Circuit Court, Judge Blatch ford yearerday gave a decision, allowing the demarrers of the defendant corporation and of Jay Gould.

of the defendant corporation and of Jay Gould.
Absolute divorces were granted yesterday, on the
ground of adultery in favor of the plaintiffs, in the following cases: By Judge Hooper C. Van Vorst, in the
Supreme Court, Felicie U. Marston from Howard Tr.
Karston, Loac Herger from Bertha Berger, and Patrick
Devine from Buildet Devine; by Judge Horzee Russell,
in the Superior Court, Caroline Mayers from Abraham
Meyers.

New Year's Silverware. Elecant gits in solid cilverware at half the cost to maintain the Tax sets \$225, \$384, \$350. Gard receivers, \$25 to \$140. Fruit stands, nitchers, pie and the cream knives, torks, spoots, \$5. J. H. Johnston, 150 Howery, corrier Broome et. headquarters for purchase and saie of duplicate wedding presents—46c.

Use Olisffe's "Tastele as" Cod Liver Oil, with Lime and Wild Cherry. All drugglats. Depot, 5 Bowery.—Adv.

JAMES F. KEEGAN'S TRIAL.

A CASE THAT RECALLS THE FAMOUS LEWIS WILL CONTEST.

Alleged Libel upon Ex-Senator Winfield,

The Allered Miles Contracts Windows and the contract of the co

The Glen's Falls Assassination.

John B. Phair, who was shot through a window it John B, Phair, who was shot through a window in his store on Monday night, is still at large, and, judging from the manner in which the authorities are proceeding, it is probable he will not be captured. The circumstances vesterday all lended to establish the goil of John B Mayo, whose arrest was effected at Fair Hawen, Vi, last hight. Mayo was brought lere this morning. A number of winesses arrived on the early train who testified that Mayo had been at work in a barler slop at that place from Friday last until the time of his capture. Mayo was discharged this afternoon. A reward of \$5,000 has been offered for the arrest and conviction of the numberer. Two other persons, one an alleged higher hisband and the other a relative of Mr. Phair, are now suspected.

George Ellot's Funeral.

LONDON, Dec. 29.-The body of Mrs. Cross George Etion," was buried at Highgate Cemetery to-day in a pouring rain. A large number of friends of the dead ovel at were nevertheless present. The mourners is cluded the husband of Mrs. Cross and Prots. Tyndal Resiey, and Calvin.

The services over the remains of Mrs. Gross were conducted by Dr. Sadler, a Unitarian multister, Among those breacht were lierbert Spencer, Robert Browning, Sir Theodore Martin, George L. Du Maurice (arissit, Edinard Vates, Thomas Woodner, R. A. and Radeif Lehmann fartist). The grave of Mrs. Cross is near that of the late G. H. Lewes.

Ferhaps he Ran Away.

The father of Joseph Seilers, 12 years of age. eported to the police yesterday that the lad had been missing from his home at 52% West Twenty-ninth street since Monday. While describing the boy Mr. Sellers incidentally said that his back was larcerated from a beating he had lately given him.

FINANCIAL AND COMMERCIAL

New York Stock Exchange-Sales Dec. 29.

100 Kan. A Tex. 2d. 773-247014
5 L. A W. B. 1100 Seep. 102 West. Pac. 114-9113
5 L. A W. B. 1100 Seep. 102 West. Pac. 114-9113
200 Alt. 2 T. H. 40
201 Bost. A L. 67 479-847
203 B. C. R. A N. 744
203 B. C. R. A N. 1003-203-204
203 B. C. R. A N. 203-203-204
203 B. C. R. A N

A change is proposed in the manner of quoting sterling exchange in this market from the price per pound to the price per dollar. So far as we can see it would work entirely in the interest of dealers. The difference between the buying and the selling rate, measured by cents and fractions of cents, would practically be more than four times as great as at present, though apparently it would remain the same. For example, a bound sterling, bouch at \$4.80 and sold at \$4.81, yields a profit of less than \$4.80 and sold at \$4.81, yields a profit of less than \$6.00 and sold at \$4.81, yields a profit of less than \$6.00 and sold at \$4.81, yields a profit of less than \$6.00 and sold at \$4.81, yields a profit of less than \$6.00 and sold at \$4.81, yields a profit of less than \$6.00 and sold at \$4.81, yields a profit of less than \$6.00 and sold at \$4.81, yields a profit of less than \$6.00 and sold at \$6.00 and sold at \$6.00 and \$6.00 and

cent. dividend and \$87.50 State tax.

The Long Island Railroad will passto-morrow into the hands of the syndicate headed by Austin Corbin, Mr. Corbin becoming receiver in place for Thomas R. Sharpe, who resigns in his favor. The General Manager will be Major Henning, late of the Indianapolis, Bloomington and Western Railroad, and Isaac D. Barton, formerly of the Manhattan Beach Railroad, will be General Superintendent. No other changes are at present fikely to be made.

The area of received the New York New Yor

are at present likely to be made.

The annual report of the New York, New Haven and Hartford Railroad Company shows carnings from passengers, \$2.317.565; from freight, \$1.634.092; from mails and express, \$2.71.157. The total expenses were \$2.370.990 leaving not earnings of \$1.823.245. The capital of the company is \$15.500.000, it owes no debt of any kind, and the surplus of proft and loss stands on its books at \$1.976.714, most of which is represented by cash and loans.

The Louisville and Nashville Railroad Company entered into a contract with the Adams and Southern Express Companies to-day by which the latter resume the transaction of the express business over all the Louisville and Nashville system of railroads, as formerly.

Concerning the contest for the Presidency of the Reading Ballscatch.

express business over all the Louisville and Nashville system of railroads, as formerly.

Concerning the contest for the Presidency of the Reading Railroad Company the Philadelphia Press of this morning says: "The capital stock of the company is \$34.278.175, which, in shares of \$50 each, gives a total of 685.563 shares. The 200,000 proxy votes, usually referred to as the English stock, could be easily overcome by uniting the balance of the shares. This has never been done so far, as but a triffe more than one-haif the entire number of shares has ever been voted at any one election. Whether it can be done now remains to be seen. As Mr. Gowen indicates in his latter, the first step toward such a consummation is to secure an adjournment of the election. If that can be accomplished it will be one point gained. If it cannot, Mr. Gowen will necessarily retire from the Reading management."

That a decided opposition to the present management will be made is indicated by the advertisement of Messrs. Kidder, Feabody & Co., who, acting for Messrs. McCaimonn, Bro. & Co. of London, invite proxies on the stock to be used to secure the Presidency to Mr. Frank P. Bond. The postponement of the election which is mentioned as a possibility in the interest of the Gowen management rests, it is said, with the stockholders and not with the executive officers.

The St. Louis and San Francisco Railway Company has declared a dividence of \$3.4.8.

the stockholders and not with the executive officers.

The St. Louis and San Francisco Railway Company has declared a dividend of 3% % cont. on its first preferred stock, payable on and after Feb. 1, 1881. The statement submitted to the Board at its meeting to-day shows: Gross carnings for 1880, \$2,694.060.15; operating and general expenses and taxes, including \$150.455 expended during the year for steel rails, \$1.319.550.56; leaving not carnings for the year, \$1.374.509.59. The interest charges for 1880 were \$865.746.83; the disbursements for improvements during the year, \$99.000, and for new equipment, \$102.758.30, a fotal of \$1.058.505.13, making the net results for the year, \$11.004.46. The dividend declared will results of the year. \$11.004.46. The dividend declared will re-505.13, making the net results for the year \$316.004.46. The dividend declared will require \$130.160.20; leaving a surplus of \$185.844.25.

The sale of the Virginia Midland Railroad for \$6,500,000 to the syndicate of the bondholders of the road was to day confirmed by Judge Keith of the Circuit Court, at Alexandria, all objections tions being overruled.

BANKING AND FINANCIAL

OFFICE OF WORKISHOFFER & CO.

54 Exchange clace, New York, Doc 20, 1880.

To provide means for the construction of the main line of ransway from the City of Mexico to the United States froming, At of near Laredo or Easile Pass, on the Richtenble Office and Construction of the Richtenble Office of the Construction of the Richtenble Office of the Gold Bonds of The Mexican Patients.

27.5ax(0) of the stock of the same company, upon the follows a terms and conditions, viz.
The subscriber is to become efficient to receive.
For every \$1,000 cash paid. (in Stock \$1.5a) \$2,000
Subscription opens loc. 28, and closes 30th, at d P. M.
For further particulars apply to WGERISHOFFER & CO.

[Advertisement] PHILADELPHIA AND READING RAILROAD CO The undersigned have been requested to reuresen Mesers McCalmont BROS & CO. and other English holders of a large amount or shares, in securing a change in the management of the Reading Railroad, and the proxice are now in our possession. They will be used to secure the election of Mr. F. P. BOND as President and

to support him by an harmonious Board of Directors.

KIDDER, PEARODY & CO.

Es Somerset, from New York Dec. 15, at Bristol. Es Lessing, from New York Dec. 16, at Hamburg.

Sa City of Brussels, from Queenstown, for New York Business Rotices.

Magnums
of POMMERY 'SEC' JUST LANDING.
For sale at leading grocers' and wine dealers'.
CHARLES GRAEF,
SOLE AGENT.

Fine Silk Hata, \$3 20, worth \$5; fall Derbys, \$1.30, worth \$3, 15 New Church St., up stairs.

APPLEBY-HYETT -On Wednesday, 22d inst. by the lev Richard Abercrombie, D. D., Ella Hyett, daughter a Frederick Hyett, to C. Edgar Appleby, both of Jersey

DIED.

BANTA.—In Kansas City, Dec. 25, Levi Stinson Banta, aged 42 years and 10 months.

Cil APIN.—On Sunday, Dec. 26, the Rev. E. H. Chapin, paster of Fourth Universaist Society, in the 66th year of its age.

Funeral services at the Church of the Divine Palernity, corner of 45th at and 5th av., this (Thursday) moraling, at 11 octock. nite, corner of 45th at and 5th av., this (Thursday) moraing, at 11 selects.

COCHRANE.—Of apoplexy, at his late residence, 64
West 10th at, James Cochrane, in the 71st year of his age.

Finisral services at the Berean Bantist Church, corner
of Bedford and Downing sts., on Friday, the 31st, at 10
A.M. Interneut at Silecty Hollow, Tarrytown.

Relatives and friends are invited to attend.

JENNINGS.—On Wednesday, Dec. 29, John D. Jennings,
and 14 years and 6 months.

Relatives and friends are respectfully invited to attend
his finisral on Friday. Dec. 31, at 1 F. M., from the resisence of his parents, 6.01 lecunard st., Greenpoint, L. I.

MARCTON—Dec. 26, T. H. G. Marston of Bath, Me.,
Aged 57 years.

M. THOMPSON—In Brooklyn, on Thesday, Dec. 28, Capt. Lichard M. Thompson, aged 76 years I month and 2 days. Ynneral services at the residence of Mrs. Actrson. 42, Lermont 41. Brooklyn, on Friday, 31st inst. at 2 F. M. Special Aotices.

RELIABLE TESTIMONY. Those who are sufering from piles, and despair for taming relief for this torturing complaint, may now taming relief for this torturing complaint, may now tamin a "Vegetatile Electuary, which from the distring cases it has cored, may be bermed a "specific." If Uphain's Electuary can be had at all or unrised. Sent mail on incerpt of 51.10 by Dr. U"HAM, By East 4th or by the wholesale agents, Kidder & Latra, 53 John RENNE'S PAIN-KILLING MAGIC OIL, At 20c., 50c., and one dollar a buttle, curve rhemmation, partie in lipsal, sides, back, chest, shoulders, and himba; localisate, saranche, &d., &d.

Pour people need not send for a doctor if they will obtain one bottle at this remedy.

Sold by dringests.

Sold by dringests.

27 YEARS IN PULTON ST. Very large stock of PURE WINES and LIQUOUS of all the reliable brands.

Price seconding to age.

H. B. EIRE A.CO.

es FULTON ST. and THE REGADINAY. DON'T FAIL TO PROCURE MRS. WINGLOVS Section Syrup for children heathing. It has been used for threir years with never-failing safety and success. 25 crists H. N. SQUIRF, 07 Potton st. New York -The best stare to buy fine diamonds, artisto jewstry, watches, sterling silver, and Reser's plated wa e. P11.P4 permanently cranicated in one to three stocks without knife ngoture, or cancie. Send for circums containing returnees. De 110YT, 21 West 21th at THE DEBILITY PRODUCED BY MA-laria and the disease likely are of clually remedied by the LIEBIG CO'S COCA BEEF TONIC. LATEXINE CURES WROOPING COUGH, ore throat, and all coughs. Price to cents.

Rein Publications.

A PRESENT FOR YOUR FRIES DS to Leep THE HOME JOURNAL Annual subscription \$ in town be out. MURILIA PHILIDITE & CU., 3 Pack place, New York.